

1 J. RANDALL ANDRADA (SBN 70000)

randrada@andradalaw.com

2 NICOLE ROMAN (SBN 267730)

nroman@andradalaw.com

3 **ANDRADA & ASSOCIATES**

PROFESSIONAL CORPORATION

4 180 Grand Avenue, Suite 225

Oakland, California 94612

5 Tel.: (510) 287-4160

Fax: (510) 287-4161

6 Attorneys for Defendant

7 D.M. DUNSTAN

8
9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12
13 RUBEN ODELL BOULWARE,

14 Plaintiff,

15 v.

16 D.M. DUNSTAN,

17 Defendant.

Case No.: 4:09-cv-02792-CW

**ORDER GRANTING DEFENDANT'S
MOTION TO EXTEND THE DEADLINE
TO FILE DISPOSITIVE MOTION**

Action Filed: June 24, 2009

18
19 The Motion to Extend the Deadline to File Dispositive Motion by defendant D.M.
20 DUNSTAN and all related pleadings were submitted to this Court. The Court, having read and
21 considered the motion and related papers in this matter, and all other matters presented to the Court,
22 and good cause appearing therefore, hereby GRANTS the motion and makes the following an Order
23 of this Court:

24 IT IS ORDERED that Defendant shall file a motion for summary judgment or other
25 dispositive motion no later than **forty-five (45) days after this motion is granted**. The motion shall
26 be supported by adequate factual documentation and, if applicable, shall conform in all respects to
27 Federal Rule of Civil Procedure 56. If Defendant is of the opinion that this case cannot be resolved
28

1 by dispositive motion, he shall so inform the Court prior to the date the motion is due. All papers
2 filed with the Court shall be promptly served on Plaintiff.

3 IT IS FURTHER ORDERED that Plaintiff's opposition to the dispositive motion shall be
4 filed with the Court and served on Defendant no later than **sixty (60) days** after the date on which
5 Defendant's motion is filed. Plaintiff is referred to the Court's Order of Service filed May 7, 2010,
6 at Docket No. 4, regarding summary judgment.

7 IT IS FURTHER ORDERED that Defendant's reply brief shall be filed no later than **thirty**
8 **(30) days** after the date Plaintiff's opposition is filed.

9 IT IS FURTHER ORDERED that the motion shall be deemed submitted as of the date the reply
10 brief is due. No hearing will be held on the motion unless the Court so orders at a later date.

11 IT IS SO ORDERED.

12
13 Dated: **10/4/2010**

14
15 
16 THE HON. CLAUDIA WILKEN
United States District Court Judge